

01-19-06

[Handwritten signature]

Express Mail No. EV734456181US



PATENT
13DV-14119

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Elizabeth Anne Earley et al.

Serial No.: 10/072,391

Filed: February 5, 2005

For: DIGITAL COCKPIT

:
:
:
:
:
:
:
:
:
:
:
:

Group Art Unit: 2166

Examiner: Isaac M. Woo

CERTIFICATE OF EXPRESS MAILING

I certify that this correspondence is being deposited with the United States Postal Service as express mail, Express Mail No. EV734456181US in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 18, 2006.

[Handwritten signature]

Phillip A. Shipley, Reg. No. 51,357

PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

Mail Stop: PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.181(a), and MPEP 711.03(b), Applicants hereby petition to Withdraw the Holding of Abandonment in the above-referenced Utility Patent Application for failure to reply to an Office Action. Specifically, a Notice of Abandonment was issued by the U.S. Patent and Trademark Office ("USPTO") on November 29, 2005. Based on this Notice, the application was abandoned because of Applicants purported failure to reply to an Office Action mailed June 2, 2005.

The statutory response deadline for the Office Action was on, or before, July 2, 2005. Applicants respectfully submit that a response to the above Office Action (consisting of: Response to Restriction Requirement: 3 pgs.; Amendment Transmittal: 3 pgs.; & Return Postcard) was in fact timely mailed on June 18, 2005 by Express Mail, and that the application is not in fact abandoned. The return postcard was stamped as received by the USPTO on June 18, 2005, and returned via mail to the Applicants.

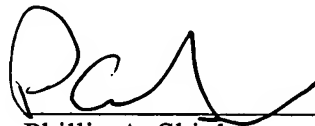
Submitted herewith are:

1. A copy of the originally filed RESPONSE TO RESTRICTION REQUIREMENT (3 pages).
2. A copy of the originally filed TRANSMITTAL (3 pages).
3. A copy of the Return Postcard acknowledging receipt of the RESPONSE TO RESTRICTION REQUIREMENT by the USPTO on June 18, 2005.
4. A statement attesting by personal knowledge of the timely transmission.

Applicants respectfully submit that the above submissions are evidence of Applicants timely filing of a response to the Office Action dated June 2, 2005. Therefore, Applicants respectfully request that the holding of abandonment be withdrawn and that the herewith submitted RESPONSE TO RESTRICTION REQUIREMENT be entered into the record as a timely filed response to the Office Action dated June 2, 2005.

Applicants believe that no fee is due for this petition under 37 C.F.R. § 1.181(a). If a fee is due, then the Commissioner is hereby authorized to charge the correct fee to Deposit Account No. 01-2384.

Respectfully submitted,



Phillip A. Shipley
Registration No. 51,357
ARMSTRONG TEASDALE LLP
One Metropolitan Square, Suite 2600
St. Louis, Missouri 63102-2740
(314) 621-5070